

CASES ON APPEAL ARE PASSED UPON

At the Same Time, Jab Is
Taken at the Collection
Agencies.

GARNISHMENT QUESTION CUTS FIGURE IN CASE

Held That Justice Courts Can-
not Garnish Wages of
Creditors.

In deciding three cases on appeal from Justice C. F. Durand's court at Murray, Judges Morris L. Ritchie and Thomas D. Lewis of the district court, Saturday, swatted the collection agencies that have been standing in with the petty justice courts and enforcing collections through garnishees with a mailed hand.

The district court held the garnishee judgments null and void, and that the garnishee cannot pay over to the plaintiff creditor money belonging to the defendant debtor held by the garnishee defendant under a writ of garnishment issued by a justice court, for the reason that a justice court is not a court of record and the garnishee would not be protected against the claim of the defendant debtor.

This party might sue and recover from the garnishee the money or goods attached by the plaintiff in the action and thus the garnishee would be the loser. A judgment in a justice court is not sufficient to support a garnishment process and the garnishment served thereunder is without force and effect. It is held. It is safe to assume that there will be remarkably few attempts made in justice courts hereafter to garnish wages of employees of corporations for debts.

Where Trouble.
The trouble has been that some of the justices courts have, at the behest of the petty collector, disregarded section 3084 of the statutes, which provides for the issuance of a writ of attachment upon the grounds, chief of which is the evident intent of the defendant to leave the state to defraud the creditor, and have tried the case in question, entered judgment against the debtor and issued a writ of attachment or garnishment after the case has been tried. The justice court, not being a court of record, cannot garnish wages or goods upon attachment proceedings had after the trial of the case. It is held.

The cases upon which this point hinged were: Dr. J. M. Harrison against M. P. Gernio and Salt Lake county, as garnishee; James F. Kane against R. B. Christensen and the Commercial National bank, as garnishee, and T. E. Laing against M. P. Gernio and Salt Lake county as garnishee. In the cases of Gernio the justice court garnished his wages for jury service to satisfy debts owing the plaintiffs, and in the case of Kane, garnished money on deposit at the bank to satisfy a debt owing the plaintiff. Only \$9 was involved in this case. The garnishees were discharged in each instance.

TWO MOTIONS FOR NEW TRIALS ARE OVERRULED

David C. Evans and Mrs. Alice Robinson were denied new trials in Judge Ritchie's division of the district court Saturday morning in their big damage suits for personal injuries against the Utah Light and Railway company. Mrs. Robinson asked for \$30,750 for injuries alleged to have been sustained by being thrown from a street car at First West and Second South streets, May 11, 1907.

Evans asked for \$10,000 for injuries alleged to have been sustained in a collision of the car which he was driving as motorman and another car on South Temple street in July of 1906. In Evans's case the costs, amounting to \$260, were taxed against him in the trial.

Warm Words for Story.
The New York Times of a recent date had the following to say:

In "Fratricide" (Fatherland), Florence El-Hawood Allen turns more thoughtful and imaginative side of the modern mood to our inspection. Her verse is delicately restrained, and shows an unusual gift for the fitting of appropriate words to an inspiration that is noble rather than rich, strong rather than charming, but wholly worthy of expression in metrical form. Her introductory poem, "The Old World," is a masterpiece of much of the patriotic enthusiasm that since Lowell has rather lacked this particular accent. This, after all, is the substance from which our modern poetry draws its finest music. We are not a race to pursue faint imaginings and intricate suggestions; our realism is prone to be more or less dull, but when we strike the chord of patriotism the response has the true poetic quality.

PEOPLE RELY

ON THE BITTERS
Because they know that it is an absolutely pure medicine and one they can depend on in stomach disorders.

Hostetter's Stomach Bitters
is strongly recommended by thousands of grateful people and if you will only be persuaded to try a bottle you will be convinced that it can benefit the digestive system and prevent Poor Appetite, Sick Headache, Heartburn, Indigestion, Female Ills, Colds & Grippe.

END OF A RED NOSE

New Flesh-Colored Product That Heals
and Hides Skin Imperfections.

A peculiar feature of poslam, a new skin discovery, is that it is naturally flesh-colored and contains no grease, so that when used on the face, or the complexion, or for pimples, red noses, or any other inflammations, blemishes, or discolorations, its presence cannot be detected. It can thus be applied in the daytime, the natural color of the skin being immediately restored and the actual healing and curing process accomplished in a few days. It can be had of any pharmacist who sells pure drugs. The F. J. Hill Drug Co. makes a specialty of it. Fifty cents' worth will answer either for the troubles mentioned or in curing ordinary cases of eczema. Telling stops at once.

City and Neighborhood

DR. JOHN T. MILLER, editor of Character Builder, will lecture on "Twentieth Century Problems" at Unity hall, 140 Second East, Sunday evening at 7:30.

THE REGULAR MEETING of Temple B'nai Israel Auxiliary society will be held Tuesday, November 8, at 2:30 p. m., at B. H. hall. All members are requested to be present.

MR. AND MRS. F. E. LEONARD passed through the city Saturday from Butte, Mont., where they were guests of Mr. and Mrs. J. A. Foley.

W. H. DICKSON, A. C. Ellis, Jr., and A. S. Tassell have petitioned the city council for a six-foot cement sidewalk on the west side of West Canyon street from State to Second North street.

ROY ARMSTRONG is charged with assault with a deadly weapon upon Isadore Baptiste, Thursday night, in a complaint sworn to by Sergeant J. J. Roberts and issued by the county attorney Saturday. Armstrong is a negro.

A MEETING of the legislative committee of the Utah Association of Life Underwriters will be held for Tuesday morning, December 8, at the office of Will G. Farrell, president of the association, in the Constitution building.

ANOTHER CASE of smallpox was reported from the Utah training school Saturday. Lawrence Bartholdi, 15 years old, was reported ill of the disease. The school is under quarantine. This is the second case in Bartholdi's family.

MAY KINDRED, the daughter of James Kindred, who committed suicide Friday morning in a rooming house at Orpheum avenue, has been notified of her father's death and she has sent a telegram to this city requesting particulars, which have been sent her. Miss Kindred lives in Brookline, Mo.

THE MANAGEMENT of the New York hotel, on Postoffice street, for sworn to a complaint against M. F. Kennedy and Mrs. Ray Wilson, late proprietors of the Kennedy dancing academy, who lived at the above-named hotel. The complaint was sworn to before Justice of the Peace Dana T. Smith, and alleges that the two are absconding debtors.

UNITED STATES Immigration Inspector Leon J. DeHart, of New Orleans, who has been transferred to this city to replace Inspector Longley, who has been sent to North Dakota, arrived here Saturday and immediately went on duty. Mr. DeHart is an old man at the business, and will maintain the high standard of his department here. Inspector Longley leaves for his new post on Wednesday.

FRANK ALTREE, charged in a case pending in the district court with maintaining a gambling device, a clear slot machine, is not connected with Mark Beattie's cigar stand on West Second street, as reported Saturday morning. But once, and has owned for sixteen years, a stand of his own at 276 South Main street. Altree's case is entirely different from Beattie's, which was filed a year ago.

THE SONS OF VETERANS will hold a social gathering in their hall in the Odd Fellows building next Friday evening, when a lecture on "More Life," which will be fully illustrated by curios and pictures, will be delivered by Chaplain Joseph Clements of Fort Leavenworth. The Philippine quartette will sing and will also contribute selections upon their native instruments. The object of the lecture is to raise funds for the camp and for the G. A. R. encampment.

A QUIET BUT PRETTY wedding was celebrated in the parlors of the Kenyon hotel Saturday morning, when James W. Smith, a prominent contractor of Fruita, Colo., was united in marriage to Miss Beattie, a daughter of the same place. The ceremony was performed by Rev. P. B. Short. Sam Porter acted as master of ceremonies for the occasion and attended to all the details. Mr. and Mrs. Smith left Saturday night for a wedding trip to San Francisco and will then return to Fruita, where they will reside.

GIFTS
What can be more acceptable than a picture? A picture is never used up or thrown aside, but is always a pleasant reminder. We have such a large collection and the prices, too, are so surprisingly reasonable that you cannot fail to find what you want. Geo. W. Ebert & Co., 37 Main.

Tribune Want Ads.
Bell phone 5201. Ind. phone 360-348.

JUVENILE COURT HAS RATHER LIGHT SESSION

Dr. E. G. Gowans, judge of the juvenile court, enjoyed a light session Saturday morning.

Two youthful incendiaries, nine and ten years old, respectively, who have been destroying box cars for the Oregon Short Line Railway company, in North Salt Lake, with fire, were laid before the court, but allowed to go without punishment further than a severe reprimand upon promises of good behavior.

A seventeen-year-old lad who has been guilty of considerable petty thieving was sent to relatives at Ogden, who are to report to the juvenile court there. The lad was found guilty, but the court adopted a lenient policy towards him.

Two truancy and incorrigible cases, boys, were allowed to go on probation. One lad is fourteen, the other fifteen years old.

WILL GIVE A LECTURE
ON THE PHILIPPINES
At the Odd Fellows hall, 68 Market street, next Friday evening, Captain Joseph Clements, chaplain of the Fifteenth Infantry, will deliver a lecture on "Our Brownest Brown Brothers." The address will involve an explanation of the customs, beliefs and laws of the Philippines and will be illustrated by weapons of war, wearing apparel, household utensils and other interesting things of that peculiar people.

Walker's Two great Christmas sales Walker's

Our Annual Christmas
sale of **black silks**
begins Monday morning.

It's one of the events looked forward to by gift seekers as an opportunity to secure a splendid, handsome, acceptable gift at a welcome saving—

The range offered this season for selection is unlimited. Every yard of black silks in the entire department reduced—prices all hover around the half mark. It's our bravest offer. It is far-reaching and will prove an irresistible attraction to those who want black silks—especially for Xmas gifts.

A few quoted give an idea; many others in the department to interest you.

- 18-inch taffeta, beautiful luster, a very fine 85c quality; 750 yards in the lot. Christmas sale price..... 49c
- 27-inch taffeta, will not crack, elegant 95c grade; 300 yards of this to go at the Christmas mas sale price..... 56c
- 27-inch taffeta, very high class, beautifully finished fabric; our \$1.30 selling quality; 600 yards of this; Christmas sale price..... 87c
- 30-inch taffeta, especially strong, excellent \$1.45 value; 350 yards to go at the Christmas sale price..... 94c
- 36-inch taffeta, noted for its finish and durability, our recognized \$1.75 grade; 450 yards of this at the Christmas sale price..... \$1.17
- 36-inch Phalanx taffeta, a recognized leader at \$2.25 the yard; 400 yards offered at the Christmas sale price..... \$1.33
- 36-inch Bonnet taffeta, a world renowned \$2.25 value; 300 yards of this; Christmas sale price..... \$1.52
- 36-inch Walker Bros' "Special" taffeta, oil boiled quality, elegant Liberty finish; made for us to sell at \$2.50 the yard; 350 yards in stock to go at the Christmas sale price..... \$1.57
- Beautiful satin messaline, soft and lustrous, splendid wearing, \$1.25 grade; 200 yards marked down to the Christmas sale price..... 87c
- Elegant satin paillette, made by C. J. Bonnet, rich Liberty finish, excellent draping qualities, to sell at \$1.60; 250 yards we offer at the Christmas sale price..... \$1.15
- Beautiful satin souble, a new weave, light and durable, very high luster, worth \$1.75 the yard; 300 yards to go at the Christmas sale price..... \$1.19
- Rich messaline, a very popular number, excellent \$2.50 grade; 250 yards in the lot; Christmas sale price..... \$1.49
- 36-inch Sultana, one of C. J. Bonnet's finest productions, beautiful finish and an excellent draping fabric; worth \$3.25 the yard; 200 yards of this to go at the Christmas sale price..... \$1.95

- Our regular \$1.75 Ottoman silk, very soft and lustrous; 150 yards in the line; Christmas sale price..... \$1.14
- Crystal Ottoman, irregular finish, very new, a superior \$2.75 grade; 200 yards to go at the Christmas sale price..... \$1.67
- No approvals, no exchanges—no credits on returned silks.

Great Christmas sale in the
ready-to-wear section

Evening coats, capes, gowns and dresses—walking and dress skirts, tailored suits, winter coats and our entire line of furs at unusually attractive Christmas reductions.

Our entire line of evening coats and capes—in elegant broadcloths and Duchess satins, with genuine Skinner and Duchess satin. Dainty pastel shades of light blue, rose, pink, Edison blue and 1/3 Off white. Values \$25.00 to \$75.00 each. Choose at

Evening gowns—about forty-five beautiful creations, most elegant models, fabrics are satins, messalines, crepes, taffetas and broadcloths. Marked regularly at \$25.00 to \$250.00 each. Choose next week 1/2 Prices at

Neat tailored suits—made of fine chifon broadcloth, velvets and imported worsteds, embracing beautiful high colorings and black, trimmed effectively with braids and buttons. A hundred in this splendid lot. Worth \$35.00 to \$125.00 each. Choose next week at 1/2 Prices

A beautiful line of skirts for dress occasions and street wear, newest models, neatly tailored, made of fine broadcloths, fancy novelty fabrics and Panamas; blacks, blues, browns and mixtures; values range from \$10.00 to \$25.00 each; choose at exactly 1/2 Prices

A handsome line of winter coats—sizes for misses and women. Fine kerseys, meltons and coverts—seven-eighths and full length. Semi-fitted and Empire models. Colors are black, blue, green and mixtures.

The entire line reduced one-third, as follows:
\$9.00 coats reduced to \$6.00
\$12.00 coats reduced to \$8.00
\$15.00 coats reduced to \$10.00
\$22.50 coats reduced to \$15.00
\$30.00 coats reduced to \$20.00

Our entire line of beautiful furs, including muffs, neck pieces and coats reduced 25 per cent

Including the very best furs used in garment manufacturing. There are beautiful specimens of eastern mink, ermine, black lynx, Jap mink, Kolinsky and natural and blended squirrel—prices reduced one-fourth—these for example:

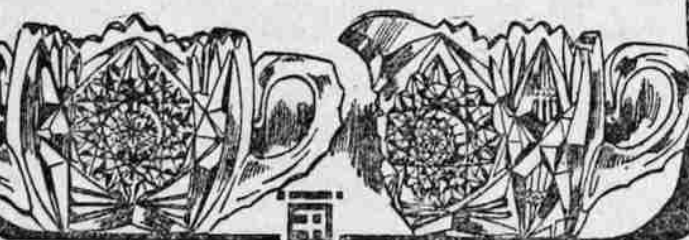
\$125.00 pieces; Christmas price... \$93.75
\$98.00 pieces; Christmas price... \$73.50
\$75.00 pieces; Christmas price... \$56.25
\$60.00 pieces; Christmas price... \$45.00
\$35.00 pieces; Christmas price... \$26.25
\$20.00 pieces; Christmas price... \$15.00
\$12.00 pieces; Christmas price... \$8.00
\$10.00 pieces; Christmas price... \$7.50

No exchanges, no approvals on sale goods. No credits allowed on returned merchandise.

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CUT THE WORLD'S BEST GLASS

This is one of the good things
in LIBBEY GLASS suitable for
Christmas giving.
Two pieces, Sugar and Cream,
sells for \$7.50.

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156 South Main Street.



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advantage at night during the Holi-
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Are the only lights you can absolutely depend on. Besides, they furnish perfect illumination at a very low cost. We have installed hundreds of them this fall, and you should have them too.

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